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Honolulu, Hawaii

March 6

, 2015

RE: H.B. No. 346

H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 346  
entitled:

"A BILL FOR AN ACT RELATING TO THE CIVIL PROCESS,"

begs leave to report as follows:

The purpose of this measure is to increase the fees of the sheriff, deputy sheriff, police officer, or independent civil process server for the service of any civil summons, warrant, attachment, or other civil process, or any attachment and inventory of property, execution, subpoena, subpoena duces tecum, or garnishee summons. In addition, this measure increases the mileage fee and minimum agreed upon hourly rate for the service of process.

All Civil Process and numerous concerned individuals supported this measure. The Hawaii State Bar Association Collection Law Section and Hawaii Bankers Association opposed this measure. The Department of Public Safety; Mortgage Bankers Association of Hawaii; Hawaii Credit Union League; Hawaii Financial Services Association; and a concerned individual commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the fees for any civil summons, warrant, attachment, or other civil process, or any attachment and inventory of property, execution, subpoena, subpoena

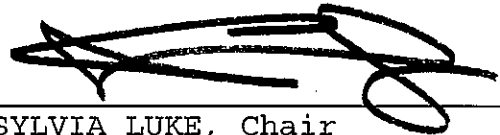


duces tecum, or garnishee summons to unspecified amounts;

- (2) Changing the mileage fee and minimum agreed upon hourly rate for the service of process to unspecified amounts; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 346, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 346, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Finance,

  
\_\_\_\_\_  
SYLVIA LUKE, Chair

State of Hawaii  
House of Representatives  
The Twenty-eighth Legislature

HSCR 815

**Record of Votes of the Committee on Finance**

<b>Bill/Resolution No.:</b> HB 346	<b>Committee Referral:</b> JUD, FIN	<b>Date:</b> 2/27/15		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. CACHOLA, Romy M.	/			
4. CULLEN, Ty J.K.	/			
5. DECOITE, Lynn	/			
6. JOHANSON, Aaron Ling	/	/		
7. JORDAN, Jo	/	/		
8. KEOHOKALOLE, Jarrett	/			
9. KOBAYASHI, Bertrand	/			
10. LOWEN, Nicole E.	/			
11. ONISHI, Richard H.K.	/			
12. TOKIOKA, James Kunane	/			/
13. YAMASHITA, Kyle T.	/			
14. POUHA, Feki	/	/		
15. WARD, Gene	/	/		
<b>TOTAL (15)</b>	12	2		1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 0.8em;">committee acronym(s)</div>				
<b>Vice Chair's or designee's signature:</b> _____				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				